FOR MYSORE STATE

Deptt (195) Department.

M/S SERIES.

G.O. NO. 3892

Dated 9 9 1954.

[Despatch Abstract.]

Mines. M.L Manganese and Iron Ore. Bellary dt. Appl for 80 acres in S.No: 1 of Kallahalu vg Appln of H R Gavarappa Granted

OFFICE OF THE DIRECTOR OF INDUSTRIES AND COMMERCE: MADRAS

From
Sri M.T. Raju, Bar-at-Law, I.C.S.
Director of Industries and Commerce,
Cathedral P.O. Madras 6.

To
The Secretary to Government,
Development Department,
Fort St. George, Madras.

-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-v-

Ref. No.J/1120/52-1 dated 7-5-1952.

53387

Sir,

Sub: Mining - Mining lease - Manganese and iron ores (Bellary) - Hospet Taluk - Kallahalli Village - portion of S.No.1 - Ext.80 acres - application of Sri H.R. Gaviappa - grant - recommended.

Read: From the Collector of Bellary Roc.No.19398/51/A.1 dated 10-4-1952.

In the circumstances reported by the Collector, I recommend that a mining lease for manganese and iron ores over an extent of 80 acres in S.No.1 of Kallahalli Village - Hospet Taluk, Bellary District may be granted to Sri H.R. Gaviappa of Bellary for a period of twenty years subject to the conditions proposed by the Collector.

80 acres

p.t.o.

(J) I submit herewith the application, chalans and sketch filed by the applicant for reference and return.-

for Director of Industries and Commerce.

sg.8.5.
Endo:

Copy of the letter Roc.No.19398/51/A.1 dated 10-4-1952 of the Collector, Bellary addressed to the Secretary to Government, Development Department, Fort St. George, Madras through the Director of Industries and Commerce, Madras.

Sub: Mining - M.L. - Hospet Taluk - Kallahalli Village - portion of S.No.1 - Extent 80 acres - Manganese and iron ores - application of Sri H.R. Gaviappa - proposals - submitted.

Sri H.R. Gaviappa of Bellary has applied for the grant of a M.L. for 20 years to mine manganese and iron ores over an extent of 80 acres in S.No.1 of Kallahalli village Hospet Taluk. The application is in order. The application has remitted the application fee of Rs.200/- in Ch.No.986 dated 12-11-51 and also Rs.80/- in Ch.No.987 dated 12-11-1951 towards preliminary expenses as required by rules 28 and 29 of the M.C. Rules 1949.

2. The Tahsildar, Hospet reports that the area applied for is classified as Forest Panchayat Reserve and is under the control of the Forest Department. He has also reported that the area is not occupied or applied for by any other mine owner so far and it does not contain lime stones. The Forest Range Officer, Hospet has reported that the area contains an average type of treegrowth of about three tons per acre and mining operations in such an area will not adversely affect tree growth. The District Forest Officer, Bellary has no objection to the grant of the area for mining operations.

3. The applicant possesses a certificate of approval valid upto 31-12-1952 granted in Government Memo No. 122 Development Department, dated 8-3-1952.

In the circumstances I recommend that the M.L. applied for by the applicant may be granted for a period of 20 years to mine manganese

p.t.o.

4

and iron ores over an extent of 80 acres in S.No.1 of Kallahalli Village, Hospet Taluk subject to the General Conditions mentioned in sub rule (1) of rule 41 of the M.C. Rules 1949 and also to the Special conditions enumerated in sub-rule (2) of rule 41 of the said rules as finalised in G.O.No.2326 Development Department dated 23-5-1951.

The application, the two chalans and a copy of the sketch showing the area applied for are enclosed.

Sd/- xxx
for Collector.

/ true copy /

Dev. J. 5

Pl issue 22-5-52

Memo. no. 53387 J/52-1 Dy 22-5-52.

Subj. Mining - Mining lease - Manganese and iron ores - (Bellary) Hospet Taluk - Kallahalli village - Portion of S. No 1. Extent 80 acres Applcn. of Sri A. R. Gaviappa

Ref. 1-2 C E Ref: From the D. J. & E. no. J/1120/52-1 Dy 7.5.52.

The D. J. & E. is requested to send a copy of the conditions proposed by the Collector of Bellary as it was not received along with the papers sent by him.

Contd No 23-1-27/5

To, The D. J. & E.

22/5/52 Dy 22/5/52

22/5/52

Dept J

Memo No 53387 J/52-2 D/4-7-52

Sub: Mines - ML - Manganese and iron ores (Bellary) - Hospet taluk - Kallahalli village - Portion of SNo1 - Ext. 80 acres - Application of Sri. H.R. Gariappa

P 5 C.F. Ref: Govt memo no 53387 J/52-1 d/22.5.52.

To,
The DIfC.

The DIfC is requested to expedite his reply to the memo cited.

4-7-52 4-7-52

Collector's Office, Bellary
Dated: 18.7.52.

Re.No.19308/51 A1.

From

Sri D.R.Sundaram, I.A.S.,
Collector, Bellary.

To

The Secretary to Govt. Development Department,
Fort St. George, Madras.

83238

Sir,

Sub:- Mining --P.L. --Hospet Taluk --Kallahalli village --
S.No.1 --80 acres --Manganese and Iron Ores --Application
of Sri P.R. Gaviappa --Further report submitted.

Ref: (1) Letter Ref.J/1120/52-2 dated 5.6.52 from the Director of Industries and Commerce, Madras.
(2) Govt. Memo.No.53387-J/52-1 Dev. dated 22.5.52 to the Director of Industries.

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I invite the attention of the Government to the references cited above. By "special conditions" only the conditions framed under Rule sub rule (2) of rule 41 of the M.C. Rules 1949, which are usually imposed by the Government at the time of granting the mining lease were contemplated. There are no other special conditions to be imposed.

For Collector.

Copy to the Director of Industries and Commerce, Chepauk, Madras.

1,002—18-6-52.

GOVERNMENT OF MADRAS.

ABSTRACT.

Mines—Mining lease — Manganese and iron ore — Bellary (district) Hospet taluk—Survey No. 1 (Portion)—Extent ~~in~~ 80 acres in Kallahalli village—Grant of—Application of Sri H. R. Gaviappa — Sanctioned.

DEVELOPMENT DEPARTMENT.

G.O., Ms. No. 3892 Dated the 9-9-1952.

Read—the following:—

From the Director of Industries and Commerce, letter No. J/1120/52-1 dated 7.5.52

ORDER—

The Government sanction the grant to Sri H. R. Gaviappa of Bellary of a mining lease for ~~iron~~ manganese and iron ore for a period of twenty years over an extent of 80 acres aeres in survey number 1 of Kallahalli ~~in~~ village, Hospet taluk Bellary district, subject to the conditions mentioned in sub-rule (I) of rule 41 of the Mineral Concession Rules, 1949, and also to the conditions specified in the Appendix to this order.

2. The rates of royalty, dead rent and surface rent shall be as follows:—

Royalty—[Pl. see below.]

Dead Rent—{(1) Rs. 5/- per acre per annum if the iron ore is used for extraction of iron and Rs 10/- per acre per annum if it is used for other purposes. (2) Manganese — Rs 10/- per acre per annum.

Surface Rent.—At such rate as the land revenue and cesses assessable on the land are paid.

3. The applicant should pay a deposit of ~~Rs. 500~~/Rs. 1,000 as prescribed in rule 36 of the Mineral Concessions Rules, 1949, before the lease is actually executed.

4. The terms and conditions stated in this order are subject to such further modifications, additions and alterations as may be included in the lease deed when finalized.

5. The Collector of Bellary is requested to take necessary further action, for the execution of the lease deed. As soon as the deed is executed, the date of such execution should be reported to the Government and the Director of Industries and Commerce.

~~(By order of the Governor)~~

~~Secretary to Government.~~

To ~~the~~ Director of Industries and Commerce. (with records)

" the Collector of Bellary

" Sri H. R. Gaviappa Landlord, Gandhinagar, Bellary.

~~(True copy)~~/(By order)

~~Superintendent~~

P.T.O

Royalty Iron annas eight per ton if used for extraction of iron and Re 1/- per ton if used for other purposes

By, Manganese ore.

(a) High grade (45 per cent Mn.) } Five per cent of the sale value at the pit's mouth subject to a minimum of Re. 1 per ton.

(b) and low grade (below 45 per cent Manganese) } Five per cent of the sale value at the pit's mouth subject to a minimum of

Appendix.

1. The lessee shall pay rents and royalties in any Government Treasury before the 10th January of every year;

2. the lessee shall pay before the expiry of the lease, or its sooner determination by either party, an amount equal to the annual dead rent or such higher amount as may be fixed by the Collector of the district in his discretion, as compensation for damage to the land covered by the lease;

3. the lessee shall not fell trees if any, without the previous permission of the Collector and if it is found that he has felled any trees without such permission he shall pay the value of the trees together with a compounding fee subject to a maximun of ten times the value of the said trees;

4. the lessee shall not operate on the surface of any area prohibited by any authority by laying out roads, erecting buildings, machinery, etc., without the previous permission of such authority or the State Government;

5. the lessee shall not use land for surface occupation without giving proper notice to the Collector;

6. the lessee shall provide and shall keep at all times at or near the pit head full equipment of weighing machiness of modern type to the satisfaction of the Collector for weighing the minerals collected by him;

7. the lessee will exercise the liberties and powers hereby granted in such a manner as to offer no unnecessary or reasonably avoidable obstruction or interruption to the development and working of any minerals not included in this lease and will at all times afford to the Governor and to the holder of prospecting licences or mining leases in respect of any such minerals or any minerals within any lands adjacent to the said lands reasonable means of access and safe and convenient passage upon and across the said lands to such minerals for the purpose of getting, working, developing and carrying away the same;

8. the lessee shall take such precautions as are necessary to secure pits and shafts by putting up wire fencing or such other protection to the satisfaction of the Collector to prevent accidents;

9. that on the occurrence of any accident, the lessee shall report, such accident immediately to the nearest police station, the nearest Factory Inspector and the Labour Commissioner;

10. the lessee shall execute an indemnity bond to Government against the claims of their parties;

11. the lessee will at the expiration or sooner determination of the said term deliver up to the Governor all mines, pits shafts, including drifts, levels, waterways, airways and other work (now existing) hereafter to be sunk or made under the said lands (except such as may have been abandoned with the sanction of the Governor or in any ordinary and fair course of working) and all (engines, machinery plant, buildings, structures and other works and conveniences which at the commencement of the said term were upon or under the said lands and all) engines, machinery, plant and fixtures set up by the lessee below ground level which cannot be removed without causing injury to any mines or works under the said lands (except such of the same as may with the sanction of the Governor have become disused) and all buildings and structures of brick or stone erected by the lessee above ground level in good repair order and condition and fit in all respects for further working of the said minerals;

12. if after the determination of the lease there shall remain in or upon the said lands any engines, machinery, plant buildings (tructures tramways, railways and other works erections and conveniences or minerals or mineral ores or other property which the lessee is entitled to remove from the said lands the same shall, if not removed by the lessee within one calendar month after notice in writing requiring their removal is given to the lessee by the Collector be deemed to become the property of the Government of Madras and may be sold and disposed of for the benefit of the Government of Madras in such manner as they shall deem fit without liability to pay any compensation or to account to the lessee in respect thereof;

13. in the event of the existence of State of war or of grave national emergency (of which the President of India shall be the sole judge and a notification to this effect in the Gazette of India shall be the conclusive proof) the Governor after notice in writing to the lessee under the hand of any Secretary to Government of his intention so to do may forthwith take possession or assume control of the works, plant and machinery and premises of the lessee at or in connection with the said mines and may pre-empt at prices fixed by the Governor all the minerals (and all products thereof) extracted from or lying upon the said mines during such possession or control and the lessee shall conform and obey all directions given by or on behalf of the Governor regarding the use or employment of such works, plants, permises provided that a fair compensation which shall be determined by the Governor and shall be paid to the lessee for all loss or damage sustained by reasons or in consequence of the exercise of the powers conferred by this clause; provided also that the exercise of such powers shall not determine the said term hereby granted or affect the terms and provisions of these presents further than may be necessary to give effect to the provisions of this clause;

14. (*a*) the lessee shall not enter upon or commence prospecting or mining operations in any reserve forest situate upon the said lands without thirty days previous notice in writing to the District Forest Officer nor without obtaining and written sanction of that officer nor otherwise than in accordance with such condition as that officer may in his absolute discretion prescribe;

(*b*) the area within the reserved forest limits must be demarcated by a declared fire line of 40 feet wide which will be cut and kept cleared by the Forest Department at the expense of the lessee;

(*c*) the lessee must at all times permit the Forest Department to enter upon the land for the purpose of maintaining or repairing existing boundary lines within the area and must pay the cost of such maintenance or repair as determined by the District Forest Officer;

(*d*) the lessee must take suitable precautions to prevent fires from spreading into the adjoining reserve forest from the land and if such fires accidentally occur he must render all possible assistance in putting them out;

(*e*) the lessee shall not cut any trees or growth on the area granted in excess of 20 per cent of the number of trees on the whole area under the lease without the previous permission of the District Forest Officer and the value of such trees, etc., shall be paid for by the lessee at rates to be fixed by the District Forest Officer; he must not deface or interfere with any boundary stone or marks; if any boundary mark is accidentally damaged, he must bring the matter immediately to the notice of the Range Officer;

15. The lessee should keep the stocks of beryl or any other "prescribed substance" under section 3 of the Atomic Energy Act, No. XXIX of 1948, if they occur in the property covered by the lease with a view to making them available to the Government of India.

18/8/52 18/8/52

~~(By order)~~

18/8/52

~~Superintendent.~~

Dev. J

Sub: Mining - Mining lease - Manganese and iron ores (Bellary) - Hospet Taluk Kallahalli village - Portion of S.No.1 Extent 80 acres - Application of Sri H.R. Gaviappa.

pp 1-2 c/f Ref: From the D.I.t.e. No. J/1120/52-1 dt 7-6-52

Jo A.S.

p. 5 (J) Sri H.R. Gaviappa of Bellary has applied for the grant of a mining lease for 20 years to mine manganese and iron ores over an extent of 80 acres in S.No.1 of Kallahalli village Hospet Taluk. The applicant holds valid certificate of approval for the year 1952. He has remitted a fee pp 1+3 (J) of Rs. 200/- towards application fees and Rs. 80/- towards preliminary expenses.

'K' on p. 3 c/f The Collector reports that the area applied for is classified as Forest Panchayat Reserve and is under the Control of Forest Deptt. He has also reported that the area is not occupied or applied for by any other ~~person~~ ~~owners so far~~ and it does not contain lime stones. The D.F.O Bellary has no objection to the grant of the area ~~for~~ on a mining ~~operations~~ lease.

'M' on pp 3-A c/f The Collector and the D.I.t.e. have recommended the grant of the mining lease to Sri H.R. Gaviappa. Subject to the usual conditions. ~~The D.I.t~~

'M' on p. 4 c/f & 'x' on p. 1 c/f

2

S. & J.

41/1958

9
27/8.

It is for orders whether the mining lease applied for by Sri H.R. Gaviappa will be granted

Subject to orders a draft order is submitted for Approval.

18.8.52 18/8/52

Yes
18/8
DS (M(I&L))
may be granted
19.8.52

Yes. may be granted
V Krishnakan
20/8/52
M. (I&L)

P.S. I suppose this land has nothing to do with the land over which there is a dispute between Gaviappa & Dungaprasad
V Krishnakan
20/8/52

SECRETARY TO GOVERNMENT
21 AUG 1959
DEVELOPMENT DEPARTMENT

Devt J

Jo A.S.

[M (I&L)'s minutes above]

Submitted that the disputed land is in Sankalapuram village whereas the land under acquisition reference lies in Kallahalli village Hospet Taluk. The draft order below may now issue.

22/8/52

22/8/52
DS
Gopalakrishnan
26.8.52
Yes. V Krishnakan
M (I&L)

DEPUTY SECRETARY TO GOVERNMENT
DEVELOPMENT DEPARTMENT

'Complied'

Jo. As. (orders above) Devt J

Necessary entries have been made in the M.L. Register against item No: 203. The draft order placed below may now issue.

11-9-52
11-9-52

11/9/52

8 SEP 1959
DEPUTY SECRETARY TO GOVERNMENT
DEVELOPMENT DEPARTMENT